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10/002,035	11/01/2001	Jeffrey W. Carr	CARR-01000US1	5043
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	OUBB MEYER & LO	EXAMINER		
FOUR EMBA SUITE 400	RCADERO CENTER	OLSEN, ALLAN W		
SAN FRANCISCO, CA 94111				
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Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 07-01)

Office Action Summary Examin r Allan W. Olsen The MAILING DATE of this communication appears on the cov r sheet with the correspondence address	, 🕏						
Office Action Summary 10,002,035		Application No.	Applicant(s)				
Allan W. Olsen - The MAILING DATE of this communication appears on the cov r sheet with the correspondence address Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. If the period for reply specified shore is less than thin (30) days, and the period for reply specified shore is less than thin (30) days, and the period for reply specified shore. In the mailing date of this communication. If the period for reply specified shore, the mailing date of this communication. If the period for reply specified shore, the mailing date of this communication. If the period for reply specified shore, the mailing date of the communication of the period of reply specified shore. The mailing date of the communication, even if threely filled, may reduce any seamed patient are digitations. Any mply reduce by the Office liber than those months after the mailing date of the communication, even if threely filled, may reduce any seamed patient are digitations. Status Responsive to communication(s) filled on 01 November 2001. 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-22 is/are pending in the application. 4) Claim(s) 1-15 and 18-20 is/are rejected. 7) Claim(s) is/are allowed. 6) Claim(s) is/are allowed. 6) Claim(s) is/are allowed. 7) Claim(s) is/are allowed. 10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Application Papers 9) The specification is objected to by the Examiner. 4 patient may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). 11) The proposed drawing correction filed on is: a) accepted or b) objected to by the Examiner. If approved, corrected drawings are required in reply to this Office action							
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	2) Notice of Draftsperson's Patent Drawing Review (PTO-948)	5) Notice of Informal					

Application/Control Number: 10/002,035

Art Unit: 1746

DETAILED ACTION

Response to Amendment

The reply filed on 10/8/2002 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The Office action of 7/8/2002 stated, "[a]ffirmation of this election must be made by applicant in replying to this Office action."

See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is ionger, within which to supply the omission or correction in order to avoid abandonment. Additionally, it is noted that Applicant has incorrectly identified the pending claims as being 1-15 and 18-20. While claims 16 and 17 have been withdrawn from consideration, they have not been canceled. In actuality, claims 1-20 are pending. While applicant's remarks suggest that it is their intent to have canceled claims 16 and 17, the amendment filed on 10/8/2002 did not explicitly cancel the claims.

EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Allan Olsen whose telephone number is 703-306-9075. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Greg Mills, can be reached on 703-308-1633. The general fax numbers for TC1700 are 703-872-9310 (non-after finals) and 703-872-9311 (after-final).

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-0661.

Allan Olsen, Ph.D. December 30, 2002

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